IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,) Case Number 8:10CR436
Plaintiff,)
vs.) DETENTION ORDER)
PEDRO CAMACHO-CORONA,))
Defendant.)
A. Order For Detention After the defendant waived a detention the Bail Reform Act, the Court orders the pursuant to 18 U.S.C. § 3142(e) and (i).	
conditions will reasonably assure required. X By clear and convincing evidence	ntion because it finds: ence that no condition or combination of e the appearance of the defendant as
that which was contained in the Pretrial X (1) Nature and circumstances o X (a) The crime: reentry aft conviction (Count I) in and carries a maximum possession of firearm serious crime and carrimprisonment. (b) The offense is a crime (c) The offense involves	ter removal, after aggravated felony n violation of 8:1326(a) is a serious crime am penalty of 20 years and illegal alien in (Count II) in violation of 18:922(g)(5)(A) is a rries a maximum penalty of 10 years e of violence.
(a) General Factors: The defendar may affect with	against the defendant is high. ics of the defendant including: nt appears to have a mental condition which hether the defendant will appear. nt has no family ties in the area.

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	The defendant has no steady employment. The defendant has no substantial financial resources. The defendant is not a long time resident of the community.			
	The defendant does not have any significant community			
	ties Past conduct of the defendant:			
	The defendant has a history relating to drug abuse. The defendant has a history relating to alcohol abuse. X The defendant has a significant prior criminal record. The defendant has a prior record of failure to appear at court proceedings. (b) At the time of the current arrest, the defendant was on:			
	Probation Parole			
	Supervised Release Release pending trial, sentence, appeal or completion of sentence. (c) Other Factors:			
	X The defendant is an illegal alien and is subject to			
	deportation The defendant is a legal alien and will be subject to			
	deportation if convicted. X The Bureau of Immigration and Customs Enforcement (BICE) has placed a detainer with the U.S. Marshal. X Other: _several prior deportations (1988, 1995, 1997, 1998, 1999)			
X (4)	The nature and seriousness of the danger posed by the defendant's release are as follows: 3 prior convictions drug related (1989, 1990, 2005)			
(5)	Rebuttable Presumptions			
	In determining that the defendant should be detained, the Court also relied on the following rebuttable presumption(s) contained in 18 U.S.C. § 3142(e) which the Court finds the defendant has not rebutted:			
	(2) An offense for which the maximum penalty is life			

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			imprisonment or death; or
		(3)	A controlled substance violation which has a
		` ,	maximum penalty of 10 years or more; or
		(4)	
		` ,	two or more prior offenses described in (1) through
			(3) above, and the defendant has a prior conviction
			for one of the crimes mentioned in (1) through (3)
			above which is less than five years old and which
			was committed while the defendant was on pretrial
			release.
(b)	That no	con	dition or combination of conditions will reasonably
 ` '			appearance of the defendant as required and the
			community because the Court finds that there is
	probable cause to believe:		
	•		That the defendant has committed a controlled
		` '	substance violation which has a maximum penalty of
			10 years or more.
		(2)	That the defendant has committed an offense under
		` '	18 U.S.C. § 924(c) (uses or carries a firearm during
			and in relation to any crime of violence, including a
			crime of violence, which provides for an enhanced
			punishment if committed by the use of a deadly or
			· · · · · · · · · · · · · · · · · · ·
			dangerous weapon or device).

D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: December 20, 2010.

BY THE COURT:

s/ F. A. Gossett United States Magistrate Judge